

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference Case 733 PCT	<div style="display: flex; justify-content: space-between;"> <div>FOR FURTHER ACTION</div> <div>see Form PCT/ISA/220 as well as, where applicable, item 5 below.</div> </div>	
International application No. PCT/SE 2004/000399	International filing date (<i>day/month/year</i>) 18 March 2004	(Earliest) Priority Date (<i>day/month/year</i>) 21 March 2003
Applicant Perstorp Speciality Chemicals AB et al		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 5 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. ☒ Certain claims were found unsearchable (see Box No. II)

3. ☐ Unity of invention is lacking (see Box No. III)

4. With regard to the title,

☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. —

☐ as suggested by the applicant.

☐ as selected by this Authority, because the applicant failed to suggest a figure.

☐ as selected by this Authority, because this figure better characterizes the invention.

b. ☐ none of the figures is to be published with the abstract.

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Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☒ Claims Nos.: **22 and 24**
because they relate to subject matter not required to be searched by this Authority, namely:
see next sheet
2. ☐ Claims Nos.:
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
3. ☐ Claims Nos.:
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
☐ No protest accompanied the payment of additional search fees.

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Claims 22 and 24 relate to an extremely large number of possible compounds. Support within the meaning of Article 6 PCT and disclosure within the meaning of Article 5 PCT is to be found for only a very small proportion of the compounds claimed. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search over the whole of the claimed scope is impossible. Consequently, the search has been carried out for those parts of the claims which appear to be supported and disclosed, namely those parts related to the compounds according to present claims 23 and 25.

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A. CLASSIFICATION OF SUBJECT MATTER

IPC7: C07B 41/04, C07C 43/15, C07C 43/178, C07D 319/06

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC7: C07B, C07C, C07D

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

SE,DK,FI,NO classes as above

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

CHEM. ABS DATA, WPI DATA, EPO-INTERNAL

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	GB 821977 A (FARBENFABRIKEN BAYER AKTIENGESELLSCHAFT), 14 October 1959 (14.10.1959), page 3, example 8	23
A	--	1-26
X	WO 0035895 A1 (PERSTORP AB), 22 June 2000 (22.06.2000), claim 10	23
A	--	1-26
A	WO 9400539 A1 (PERSTORP AB), 6 January 1994 (06.01.1994)	25-26
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☒ Further documents are listed in the continuation of Box C.☒ See patent family annex.

* Special categories of cited documents:

"A" document defining the general state of the art which is not considered to be of particular relevance

"E" earlier application or patent but published on or after the international filing date

"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

"O" document referring to an oral disclosure, use, exhibition or other means

"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

"X" document of particular relevance: the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

"Y" document of particular relevance: the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art

"&" document member of the same patent family

Date of the actual completion of the international search

22 June 2004

Date of mailing of the international search report

24 -06- 2004

Name and mailing address of the ISA/

Swedish Patent Office

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International application No.

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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	<p data-bbox="282 310 1146 443">Tetrahedron Letters, Vol. 28, no. 52, 1987, Jean-Louis Gras et al: "Transacetalisation de triols a partir du dimethoxymethane", page 6601 - page 6604</p> <p data-bbox="626 474 756 516">-- -----</p>	1-21

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Information on patent family members

30/04/2004

International application No.

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GB 821977 A 14/10/1959 NONE

WO	0035895	A1	22/06/2000	AT	249447	T	15/09/2003
				AU	3088000	A	03/07/2000
				CN	1333763	T	30/01/2002
				DE	69911251	D	00/00/0000
				EP	1140884	A,B	10/10/2001
				SE	1140884	T3	
				JP	2002532484	T	02/10/2002
				SE	520985	C	16/09/2003
				SE	9804338	A	17/06/2000
				US	6515152	B	04/02/2003

WO	9400539	A1	06/01/1994	AT	163033	T	15/02/1998
				AU	4516793	A	24/01/1994
				CA	2137924	A	06/01/1994
				DE	69316895	D,T	25/06/1998
				DK	647259	T	23/09/1998
				EP	0647259	A,B	12/04/1995
				ES	2114058	T	16/05/1998
				JP	7508547	T	21/09/1995
				SE	469985	B,C	18/10/1993
				SE	9201978	A	18/10/1993
				US	5523010	A	04/06/1996